

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

JFW

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/719,556
	Filing Date	November 21, 2003
	First Named Inventor	Alfred Binggeli
	Art Unit	1632
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number 21461 US	

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

PCT Written Opinion**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Eileen M. Ebel	
Signature		
Date	Sept. 1, 2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Eileen M. Ebel	
Signature		Date
	Sept. 1, 2004	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor(s): Alfred Binggeli et al

Group: 1632

Serial No. 10/719,556, filed November 21, 2003
(Reference No. 21461 US)

Examiner:

For: **INDOLYL DERIVATIVES**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Nutley, New Jersey 07110
Date: September 1, 2004

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

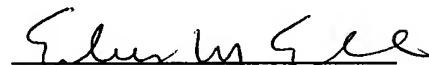
Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicants respectfully direct the Examiner's attention to the enclosed PCT Written Opinion.

Enclosed is a PCT Written Opinion, dated June 11, 2004, which was issued by the European Patent Office in PCT/EP 03/12814 application corresponding to the captioned application. The PCT Written Opinion lists Document B21 (EP 0 780 389), Document B22 (WO 02/092084), C26 (RAMI H. K. et al, *Synthetic ligands for PPAR gamma-review of patent literature 1994-1999*, Expert Opinion on Therapeutic Patents, Vol. 10, No. 5, pgs. 623-634 (2000), and C27 (HENKE B.R. et al, *Synthesis and Biological Activity of a Novel Series of Indole-Derived PPARgamma Agonists*, Bioorganic & Medicinal Chemistry Letters, Vol. 9, No. 23, pgs. 3329-3334 (1999)). Documents B21, B22, C26 and C27 are not being submitted because they have been made of record in a Supplemental Information Disclosure Statement sent to the USPTO on June 22, 2004.

Serial No. 10/719,556
Filed: November 21, 2003

The enclosed Opinion from a foreign patent office was issued not more than three months prior to the filing date of this Supplemental Information Disclosure Statement. No fee is due.

Respectfully submitted,



Eileen M. Ebel
Attorney for Applicant(s)
Eileen M. Ebel
(Reg. No. 37,317)
340 Kingsland Street
Nutley, New Jersey 07110
Telephone: (973) 235-4391
Telefax: (973) 235-2363

144395